



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Koji IDEI et al.

Group Art Unit: 1774

Serial No.: 09/508,617

Examiner: **Lawrence Ferguson**

Filed: **March 14, 2000**

For: **PAPER FOR USE IN BOTH INK-JET RECORDING AND
ELECTROPHOTOGRAPHIC RECORDING**

AMENDMENT

Commissioner for Patents
Washington, D.C. 20231

Date: March 19, 2002

Sir:

In response to the Office Action dated December 19, 2001, please amend the above-identified application as follows:

REMARKS

Claims 1, 3 and 4 are pending in the present application. Claim 2 is herein canceled. Claim 1 is amended by incorporating the limitations of claim 2 into claim 1.

Rejections under Doctrine of Non-Statutory Double Patenting

Claims 1-4 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1, 5-6 and 10-12 of U.S. Patent No. 5,958,579 to Idei et al. Although the conflicting claims are not identical, the Examiner asserts that they are not patentably distinct from each other because they both include an ink jet recording paper with a support having a cationic resin adhered thereto. The Examiner asserts that the specific surface

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